

prior to optional modification payable under the laws governing the Public School Employes' Retirement System, (b) any social security old age or disability insurance benefit (primary insurance amount) attributable to service as a school employe, and (c) the supplemental State annuity shall not exceed [one thousand eight hundred dollars (\$1,800)] *one thousand nine hundred and eighty dollars (\$1,980)* per year.

Section 2. This act shall take effect immediately.

Act effective immediately.

APPROVED—The 13th day of August, A. D. 1963.

WILLIAM W. SCRANTON

No. 377

AN ACT

Amending the act of May 5, 1933 (P. L. 364), entitled "An act relating to business corporations; defining and providing for the organization, merger, consolidation, reorganization, winding up and dissolution of such corporations; conferring certain rights, powers, duties and immunities upon them and their officers and shareholders; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the second class within the provisions of this act; prescribing the terms and conditions upon which foreign business corporations may be admitted, or may continue, to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, and certain State departments, commissions, and officers; authorizing certain State departments, boards, commissions, or officers to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," further regulating service of process upon the Secretary of the Commonwealth on behalf of foreign corporations, and further defining the jurisdiction of the courts in the Commonwealth in suits against foreign corporations.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Business Corporation Law.

Section 1. Subsection B of section 1011, act of May 5, 1933 (P. L. 364), known as the "Business Corporation Law," amended August 19, 1953 (P. L. 1119), is amended to read:

Subsection B, section 1011, act of May 5, 1933, P. L. 364, amended August 19, 1953, P. L. 1119, further amended.

Section 1011. Service of Process Upon the Secretary of the Commonwealth.—\* \* \*

B. Any foreign business corporation which shall have done any business in this Commonwealth, without procuring a certificate of authority to do so from the Department of State, shall be conclusively presumed to have designated the Secretary of the Commonwealth as

its true and lawful attorney authorized to accept, on its behalf, service of process in any action arising [out of acts or omissions of such corporation] within this Commonwealth. On petition, alleging conduct of business within the Commonwealth by any corporation not qualified by the Secretary of the Commonwealth or having otherwise designated him as agent for the service of process, the court of the county in which the action is instituted shall authorize service to be made upon the Secretary of the Commonwealth. Service shall be made by the sheriff of such county, by transmitting to the Secretary of the Commonwealth, and to the defendant at his last known residence or place of business, by registered mail, return receipt requested, a copy of such process, together with a copy of the petition and order of the court, properly certified as such by the prothonotary. The return receipt by the post office department shall be evidence of service under this act. Where process is issued against any such foreign business corporation by any court of the United States empowered to issue such process under the laws of the United States, the Secretary of the Commonwealth is authorized to receive such process in the same manner as herein provided for process issued by courts of this Commonwealth. Nothing herein contained shall limit or affect the right to serve any process, notice or demand, required or permitted by law to be served upon a foreign corporation, in any other manner now or hereafter permitted by law.

\* \* \* \* \*

Subsection C, section 1011 of act, added November 10, 1959, P. L. 1406, amended.

Section 2. Subsection C of section 1011 of the act, added November 10, 1959 (P. L. 1406), is amended to read:

Section 1011. Service of Process Upon the Secretary of the Commonwealth.—

\* \* \* \* \*

C. For the purposes of [this section] *determining jurisdictions of courts within this Commonwealth*, the entry of any corporation into this Commonwealth for the doing of a series of similar acts for the purpose of thereby realizing pecuniary benefit or otherwise accomplishing an object, or doing a single act in this Commonwealth for such purpose, with the intention of thereby initiating a series of such acts, shall constitute "doing business."

Act effective immediately.

Section 3. This act shall take effect immediately.

APPROVED—The 13th day of August, A. D. 1963.

WILLIAM W. SCRANTON